

THE HONORABLE KAREN L. STROMBOM

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CHRISTOPHER P. KNAPP,

Defendant,

NO. CR 05 5399

STIPULATED MOTION AND
ORDER FOR CONTINUANCE
OF TRIAL DATE

The Defendant herein, Christopher P. Knapp, by and through his attorney, Charles A. Johnston, hereby moves that the trial previously scheduled for September 12, 2005, be vacated, and that the trial be rescheduled for November 14, 2005.

The above request for continuance is being made as additional time is necessary to accommodate the Defendant's previously scheduled leave. The Defendant has waived his right to a speedy trial.

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STIPULATED MOTION AND ORDER - 1

CHARLES A. JOHNSTON
ATTORNEY AT LAW
202 E. 34TH ST.
TACOMA, WA 98404
(253) 473-3090

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2 The Defendant believes that the ends of justice would be served by a continuance
3 of the trial in this matter.

4 DATED this 27th day of September, 2005.

5
6 By: (signature on file)
CHARLES A. JOHNSTON, WSB # 9058
7 Attorney for Defendant

8 *Telephonically Approved:*
September 23, 2005

9 By: _____
GLEN E. TEMPLETON
10 Special Assistant United States Attorney

11 ORDER

12
13 Before this Court is a stipulated motion for continuance of the trial date previously
14 scheduled for September 12, 2005. The Court finds, based on the affidavit of counsel and
15 after a consideration of all relevant information and the circumstances of this case, that
16 without this continuance the Defendant will be prejudiced and the ability to properly
17 prepare for trial would be impaired. Failure to grant a continuance under these
18 circumstances would result in a miscarriage of justice. The ends of justice would best be
19 served by granting the motion for continuance. The ends of justice outweigh the best
20 interests of the public and the Defendant in a speedy trial.

21 For these reasons, the Court finds the stipulated motion for continuance should be
22 granted. The trial date is hereby continued from September 12, 2005, to November 14,
23 2005. The resulting period of delay from September 12, 2005, up to and including the new
24 trial date is hereby excluded for speedy trial purposes under 18 U.S.C. § 3161 (h)(8)(A)
25 and (B).

STIPULATED MOTION AND ORDER - 2

CHARLES A. JOHNSTON
ATTORNEY AT LAW
202 E. 34TH ST.
TACOMA, WA 98404
(253) 473-3090

1 IT IS SO ORDERED.

2 DATED this 27th day of September, 2005.

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5 Karen L. Strombom
6 United States Magistrate Judge
7

8 By: (signature on file)
9 CHARLES A. JOHNSTON, WSB # 9058
10 Attorney for Defendant

11 *Telephonically Approved:*
12 *September 23, 2005*

13 By: _____
14 GLEN E. TEMPLETON
15 Special Assistant United States Attorney

16 **CERTIFICATE OF SERVICE**

17 I hereby certify that on September 23, 2005, I electronically filed the foregoing
18 Stipulated Motion and Order for Continuance of Trial Date with the Clerk of the Court
19 using the CM/ECF.

20 DATED this _____ day of September, 2005.

21 _____
22 SUZANNE FAKER
23 Legal Assistant

24 I hereby certify that on September 23, 2005, I mailed the foregoing Stipulated
25 Motion and Order for Continuance of Trial Date to the following:

STIPULATED MOTION AND ORDER - 3

CHARLES A. JOHNSTON
ATTORNEY AT LAW
202 E. 34TH ST.
TACOMA, WA 98404
(253) 473-3090

1 Glen E. Templeton
2 Special Assistant United States Attorney
3 Post Office Box 33695
4 Fort Lewis, Washington 98433-0695

5 DATED this _____ day of September, 2005.

6 _____
7 SUZANNE FAKER
8 Legal Assistant
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STIPULATED MOTION AND ORDER - 4

CHARLES A. JOHNSTON
ATTORNEY AT LAW
202 E. 34TH ST.
TACOMA, WA 98404
(253) 473-3090